

[SEE SIGNATURE PAGE FOR COMPLETE LIST OF COUNSEL]

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

AUGME TECHNOLOGIES, INC.,

Plaintiff,

v.

YAHOO! INC.,

Defendant.

CASE NO. C 09-5386 JCS

**STIPULATION REGARDING YAHOO!
INC.'S SECOND BILL OF COSTS**

Judge: Hon. Magistrate Joseph C. Spero

YAHOO! INC.,

Counterclaim Plaintiff,

v.

AUGME TECHNOLOGIES, INC. and
WORLD TALK RADIO, LLC,

Counterclaim Defendants.

Pursuant to Civil L. R. 7-12 and 54, the parties, through their undersigned counsel, hereby stipulate, subject to the Court's approval, as follows:

WHEREAS, on December 14, 2012, the Court entered judgment for Yahoo! Inc. ("Yahoo!") on Yahoo!'s counterclaim that Augme Technologies, Inc. ("Augme") and World Talk Radio LLC ("WTR") infringe claims 1-2, 4, 7-8 and 10 of U.S. Patent No. 7,640,320 (the "'320 Patent"), except for an accounting, pursuant to 28 U.S.C. § 1292(c)(2). (ECF No. 365.);

WHEREAS, on December 20, 2012, Yahoo! timely served and filed an administrative motion to seal a Second Bill of Costs pertaining to Yahoo!'s patent infringement claims. (ECF No. 372.) In its Second Bill of Costs, Yahoo! identified \$22,874.33 in costs taxable to Augme. (*Id.*);

WHEREAS, on December 21, 2012, Augme and WTR informed Yahoo! that they objected to \$210 in costs identified by Yahoo!;

WHEREAS, Yahoo! agrees to waive \$210 of the costs it sought;

THEREFORE, Yahoo!, Augme, and WTR stipulate and request as follows:

1. That Yahoo! timely served and filed its second bill of costs.
2. That Augme and WTR timely objected to Yahoo!'s second bill of costs.
3. That \$22,664.33 in costs is properly taxable against Augme and WTR, pertaining to Yahoo!'s patent infringement claims.
4. That the Clerk of Court tax costs in the amount of \$22,664.33 against Augme and WTR.

It is so STIPULATED.

Dated: December 27, 2012

Respectfully submitted,

By: /s/ Gregory S. Bishop
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Counterclaim Defendant WORLD TALK
RADIO, LLC*

Dated: December 27, 2012

Respectfully submitted,

By: /s/ Richard S.J. Hung
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ATTESTATION OF E-FILED SIGNATURES

I, John K. Blake, Jr., am the ECF User whose ID and Password are being used to file this

STIPULATION REGARDING YAHOO! INC.'S SECOND BILL OF COSTS

In compliance with Civ. L.R. 5-1(i)(3), I hereby attest that Gregory S. Bishop and Richard S.J. Hung have concurred to its filing.

Dated: December 27, 2012

/s/ John K. Blake, Jr.

Dated: Jan. 2, 2013

